

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Steven Mark Kemplin,

Civil No. 07-4369 (RHK/JSM)

Plaintiff,

**ORDER OF DISMISSAL WITH
PREJUDICE**

vs.

Superior Minerals Company,

Defendant.

Pursuant to the parties' Stipulation for Dismissal With Prejudice (Doc. #11), **IT IS ORDERED** that the above-captioned action is hereby **DISMISSED WITH PREJUDICE** on the merits and without costs to either party.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: November 3, 2008

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge